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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DEAN SOLOMON, Individually and on Behalf of
All Others Similarly Situated,

Plaintiff

vs.

THE HERSHEY COMPANY, MARS, INC.,
NESTLE U.S.A., INC., NESTLE S.A., AND
CADBURY SCHWEPPES PLC,

Defendants.

Civil Action No.: 08-CV-0931 (PKE)

CLASS ACTION COMPLAINT

Jury Trial Demanded

PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff Dean Solomon hereby voluntarily dismisses his claims in this action without prejudice.

DATED: March 26, 2008

Respectfully submitted,



MILBERG LLP

Peter Safirstein

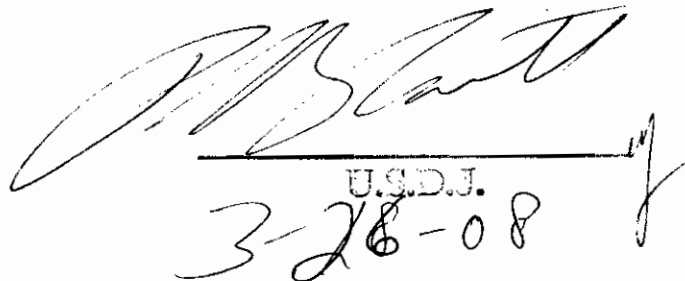
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U.S.D.J.
3-28-08